

1 HUB LAW OFFICES  
2 Ford Greene, Esquire  
3 California State Bar No. 107601  
4 711 Sir Francis Drake Boulevard  
5 San Anselmo, California 94960-1949  
6 Telephone: (415) 258-0360

7 Attorney for Defendant  
8 GERALD ARMSTRONG

**FILED**

MAR - 5 1992

HOWARD HANSON  
MARIN COUNTY CLERK  
by P. Fan, Deputy

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
10 IN AND FOR THE COUNTY OF MARIN

11 CHURCH OF SCIENTOLOGY )	No. 152 229
12 INTERNATIONAL, a California )	
13 not-for-profit religious )	NOTICE OF MOTION AND MOTION
14 corporation; )	TO STAY PROCEEDINGS OR TO
15 )	TO DISMISS COMPLAINT FOR
16 Plaintiffs, )	INCONVENIENT FORUM, OR IN THE
17 vs. )	ALTERNATIVE, TO TRANSFER TO LOS
18 GERALD ARMSTRONG; DOES 1 )	ANGELES SUPERIOR COURT;
19 through 25, inclusive, )	EVIDENCE IN SUPPORT THEREOF;
20 Defendants. )	MEMORANDUM OF POINTS AND
21 )	<u>AUTHORITIES</u>
22 )	Date: March 20, 1992
23 )	Time: 9:00 a.m.
24 )	Dept: Four (4)
25 )	Trial/Arbitration: None

26 TO ALL INTERESTED PARTIES AND TO THEIR ATTORNEYS OF RECORD:  
27 PLEASE TAKE NOTICE that on the 20th day of March, 1992, at  
28 9:00 a.m. or as soon thereafter as the matter may be heard in  
Department 4 of the above-entitled Court, Defendant GERALD  
ARMSTRONG will move the Court to Dismiss the Comlaint in the  
within case, or to stay the proceedings in this case, or in the  
alternative transfer the instant case to the Los Angeles Superior  
Court, and for a further Order awarding montetary sanctions  
against plaintiff CHURCH OF SCIENTOLOGY INTENTIONAL, and its  
attorneys, ANDREW H. WILSON and LAURIE J. BARTILSON, and their

**COPY**

1 respective Law Firms.

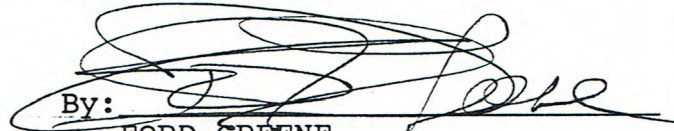
2 This motion is brought pursuant to Code of Civil Procedure  
3 Sections 410.30, 418.10 (a)(2), and 396b on the grounds that as a  
4 condition of the contract plaintiff seeks to enforce all  
5 proceedings relating to said settlement at issue herein would be  
6 heard in Los Angeles Superior Court. Plaintiff, dissatisfied with  
7 its likelihood of success in Los Angeles Superior Court, has come  
8 forum shopping to the Superior Court of the County of Marin to  
9 find a jurisdiction who is not familiar with its litigation  
10 tactics and the history of this case.

11 The motion is based upon this Notice, the Declaration of  
12 Gerald Armstrong in Support, the Request for Judicial Notice in  
13 Support and the Memorandum of Points and Authorities in Support,  
14 all of which are filed concurrently herewith, any reply or  
15 supplemental memoranda and/or declarations and and the Court's  
16 files and records in this case.

17 DATED: March 5, 1992

HUB LAW OFFICES

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By:   
FORD GREENE  
Attorney for Defendant  
GERALD ARMSTRONG

PROOF OF SERVICE

I am employed in the County of Marin, State of California. I am over the age of eighteen years and am not a party to the above entitled action. My business address is 711 Sir Francis Drake Boulevard, San Anselmo, California. I served the following documents: NOTICE OF MOTION AND MOTION TO STAY PROCEEDINGS OR TO DISMISS COMPLAINT FOR INCONVENIENT FORUM, OR IN THE ALTEERNATIVE, TO TRANSFER TO LOS ANGELES SUPOERIOR COURT; EVIDENCE IN SUPPORT OF DEFENDANT'S MOTION TO DISMISS, STAY OR TRANSFER; MEMORANDUM OF POINTS AND AUTHORITIES

on the following person(s) on the date set forth below, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid to be placed in the United States Mail at San Anselmo, California:


Andrew H. Wilson  
WILSON, RYAN & CAMPILONGO  
235 Montgomery Street, Suite 450  
San Francisco, California 94104

By Personal Service

Angeli Del Mundo, Esquire  
Graham E. Berry, Esquire  
LEWIS, D'AMATO, BRISBOIS & BISGAARD  
221 North Figueroa Street. Suite 1200  
Los Angeles, California 90012

- (By Mail) I caused such envelope with postage thereon fully prepaid to be placed in the United States Mail at San Anselmo, California.
- Personal Service) I caused such envelope to be delivered by hand to the offices of Andrew H. Wilson.
- (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.
- (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

DATED: March 5, 1992

  
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